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*[Additional Counsel listed on signature page.]*

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**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

DIANA VALLARTA and LISA SALMONS, on  
behalf of themselves and all others similarly  
situated,

Plaintiffs,

vs.

UNITED AIRLINES, INC.,

Defendant.

Case No. 4:19-CV-05895-HSG

**STIPULATION AND ORDER TO CHANGE  
THE BRIEFING SCHEDULE REGARDING  
DEFENDANT’S MOTION TO DISMISS**

Date Action Filed: September 20, 2019

Trial Date: Not Set

Pursuant to Civil L.R. 6-2, Plaintiffs Diana Vallarta and Lisa Salmons (“Plaintiffs”) and Defendant United Airlines, Inc. (“Defendant”), by and through their respective counsel, jointly submit this stipulation to request an order modifying the briefing schedule on Defendant’s Motion to Dismiss.

WHEREAS, on November 27, 2019 (the day before Thanksgiving), Defendant filed its Motion to Dismiss Plaintiffs’ Class Action Complaint pursuant to Federal Rules of Civil Procedure 12(b)(2) and 12(b)(6) (“Motion to Dismiss”). (Docket No. 19.)

WHEREAS, Defendant noticed its Motion to Dismiss for a hearing on January 16, 2020, at 2:00 p.m.

WHEREAS, pursuant to Docket No. 19, Responses are due by December 11, 2019, and Replies due by December 18, 2019.

1 WHEREAS, on the evening of December 1, 2019, Mr. Marc L. Godino's (one of Plaintiffs'  
2 attorneys) mother passed away.

3 WHEREAS, on December 2, 2019, the Parties have conferred and have agreed to change the  
4 briefing schedule to allow Plaintiffs more time to prepare the opposition brief due to Mr. Godino's  
5 mother's passing and the intervening holidays, and to allow Defendant adequate time to prepare a reply  
6 in support of the Motion to Dismiss.

7 WHEREAS, on December 2, 2019, the Clerk issued a notice instructing Defendant to re-notice its  
8 Motion to Dismiss because the date, January 16, 2020, was not the Court's next available hearing date  
9 when Defendant's Motion to Dismiss was e-filed. As a result, the hearing date of January 16, 2020 was  
10 vacated and the Clerk directed Defendant's counsel to check the Court's scheduling notes before re-  
11 noticing its Motion to Dismiss for a new hearing date. The briefing schedule, however, remained in  
12 effect. (Docket No. 21).

13 WHEREAS, on December 3, 2019, Defendant filed a Re-Notice Motion, re-noticing the Motion  
14 to Dismiss for January 30, 2020 at 2:00 p.m. (Docket No. 22).

15 WHEREAS, on December 3, 2019 at 11:21 AM PST, the Court set the hearing for Defendant's  
16 Motion to Dismiss for January 30, 2020 at 2:00 p.m.

17 NOW, THEREFORE, THE PARTIES, BY AND THROUGH THEIR COUNSEL OF RECORD,  
18 HEREBY STIPULATE AND AGREE as follows:

19 (1) Responses are now due January 8, 2020.

20 (2) Replies are now due January 22, 2020.

21 Respectfully submitted,  
22 Dated: December 3, 2019 **LEVI & KORSINSKY LLP**

23 By: /s/ Rosemary M. Rivas

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*Counsel for Plaintiffs Diana Vallarta and Lisa Salmons*

6 Dated: December 3, 2019

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*Counsel for Defendant United Airlines, Inc.*

23 **FILER'S ATTESTATION**

24 Pursuant to Civil Local Rule 5.1 regarding signatures, I attest that concurrence in the filing of this  
25 document has been obtained from the other signatories.

26 /s/ Rosemary M. Rivas

27 Rosemary M. Rivas  
28

1 **ORDER**

2 Based on the foregoing Stipulation To Change The Briefing Schedule Regarding Defendant's  
3 Motion To Dismiss and good cause being shown, the Court hereby GRANTS the parties' Stipulation.  
4 The Court hereby orders as follows:

5 1. Responses are due by January 8, 2020.

6 2. Replies are due by January 22, 2020.

7 **IT IS SO ORDERED.**

8 Date: 12/4/2019

  
HONORABLE HAYWOOD S. GILLIAM, JR.